

PTO/SB/21 (08-00)

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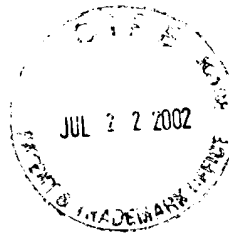
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/063,803	
	Filing Date	05/15/2002	
	First Named Inventor	Honeyman	
	Group Art Unit	1741	
	Examiner Name		
Total Number of Pages in This Submission	4	Attorney Docket Number	H-307

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Correction of withdrawal of claim of small entity status
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	David J. Cole
Signature	<i>David J. Cole</i>
Date	07/22/2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit:	Not yet known
Application of:	Honeyman et al.
Serial No.:	10/063,803
Filed:	May 15, 2002
For:	ELECTROPHORETIC PARTICLES AND PROCESSES FOR THE PRODUCTION THEREOF

Cambridge, Massachusetts
July 22, 2002

**CORRECTION OF WITHDRAWAL OF CLAIM TO SMALL ENTITY STATUS
UNDER 37 CFR 1.28(c) AND PAYMENT OF FEE DEFICIENCY**

Assistant Commissioner for Patents
Washington DC 20231

Sir:

On July 19, 2002 the undersigned attorney filed by facsimile a "Withdrawal of Claims to Small Entity Status under 37 CFR 1.28(c) and Payment of Fee Deficiency" in connection with the above application. On the second page of this document was set out a Table which purported to itemize the deficiencies in the fees previously paid. Unfortunately, there was an arithmetic mistake in this Table; the total deficiency was shown as \$1287, when it should have been \$1657, and the Fee Transmittal (Form PTO/SB/17) filed with the Withdrawal only authorized the payment of a fee deficiency in the amount of \$1287.

The undersigned attorney would apologize for these errors in the earlier documents, and to correct the record sets out below a corrected version of the earlier Table. Also filed herewith is an additional Fee Transmittal (Form PTO/SB/17) authorizing charging the assignee's Deposit Account with the additional sum of \$370 which, together with the earlier authorization to charge \$1287, completes the payment of the fee deficiency for this application.

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Serial No. 10/063,803
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CORRECTED TABLE

Type of fee	Fee code	Large entity fee payable	Small entity paid	Deficiency
Utility filing fee	201	740	370	370
Fee for claims over 20	203	2070	1035	1035
Fee for independent claims over 3	202	504	252	252
TOTAL DEFICIENCY				\$1657

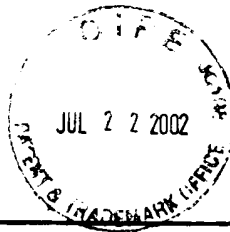
As a result of the foregoing itemization of the fee deficiency, it is believed that payment of the processing fee set forth in 37 CFR 1.17(i) is not required. If, however, this processing fee is determined to be payable, the Office is hereby authorized to charge this processing fee to Deposit Account No. 501162.

Respectfully submitted

David J. Cole
Registration No. 29629

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Certificate of Transmission under 37 CFR 1.8

I hereby certify that these papers (Certificate of Transmission under 37 CFR 1.8, Transmittal Form (PTO/SB/21), Fee Transmittal Form (PTO/SB/17), and Correction Withdrawal of Claim to Small Entity Status) are being facsimile transmitted to the United States Patent and Trademark Office on facsimile number 703-746-9195 on July 22, 2002 (Total 5 pages, including this Certificate).

David J. Cole

Signature

David J. Cole

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.



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Cambridge, Massachusetts
July 19, 2002

**WITHDRAWAL OF CLAIM TO SMALL ENTITY STATUS
UNDER 37 CFR 1.28(c) AND PAYMENT OF FEE DEFICIENCY**

Assistant Commissioner for Patents
Washington DC 20231

Sir:

The above application was filed on May 15, 2002 and the filing fees were paid in the amount appropriate for a small entity, thereby effecting a claim to small entity status under 37 CFR 1.27(c)(3). This claim to small entity status was made by the undersigned attorney in good faith, since the undersigned was aware that the beneficial owner of the application, E Ink Corporation, did, and still does, qualify as a small entity as a small business. Furthermore, at the time this application was filed, the undersigned was not aware of any interest in this application owned by any entity which did not qualify as a small entity.

However, since this application was filed, the undersigned has become aware that, prior to the filing of this application, E Ink Corporation had entered into a license agreement with a corporation which, at all relevant times, did not qualify as a small entity. Accordingly, the undersigned attorney hereby acknowledges that the aforementioned claim to small entity status was made in error and withdraws the claim to small entity status pursuant to 37 CFR 1.28(c). As a result of this withdrawal of the claim to small entity status, there is a deficiency in the fees paid, as follows:

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Type of fee	Fee code	Large entity fee payable	Small entity paid	Deficiency
Utility filing fee	201	740	370	370
Fee for claims over 20	203	2070	1035	1035
Fee for independent claims over 3	202	504	252	252
TOTAL DEFICIENCY				\$1287

A Fee Transmittal Form (Form PTO/SB/17) authorizing charging of this fee deficiency to E Ink's Deposit Account No. 501162 is enclosed.

As a result of the foregoing itemization of the fee deficiency, it is believed that payment of the processing fee set forth in 37 CFR 1.17(i) is not required. If, however, this processing fee is determined to be payable, the Office is hereby authorized to charge this processing fee to Deposit Account No. 501162.

Respectfully submitted

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